

IN THE IOWA DISTRICT COURT FOR POLK COUNTY

STATE OF IOWA *ex rel.*
THOMAS J. MILLER,
ATTORNEY GENERAL OF IOWA,

Plaintiff,

v.

JGG ENTERPRISES, INC.; and
JOSEPH GREGORY GRELOCK,

Defendants.

EQUITY No. EQCE 082329

CONSENT JUDGMENT

The Court, having been presented by Assistant Attorney General Steve St. Clair with this Consent Judgment, finds and orders as follows:

1. This Consent Judgment, which has been approved by both Defendants and their attorney, is intended to resolve this litigation pursuant to Iowa Code § 714.16, the Iowa Consumer Fraud Act (CFA), and Iowa Code § 714.16A, the Older Iowans Act (OIA). For purposes of entry of this Consent Judgment, the above-captioned Defendants agree that any and all service or notice requirements relating to this Consent Judgment may be fully met through Plaintiff's prompt emailing of a file-stamped copy of this document to Defendants' counsel.

2. The Court has jurisdiction of the parties and subject matter.

3. Defendants deny that they, or (as applicable) their agents, owners, officers, directors, or employees are legally responsible for any conduct in violation of the CFA or OIA, and this Consent Judgment is not an admission of liability by those individuals or entities.

4. The Court finds that this Consent Judgment should be entered.

IT IS THEREFORE ORDERED, pursuant to Iowa R. Civ. P. 1.1501 *et seq.*, the CFA and the OIA, that Defendants, and (as applicable) their directors, officers, principals, partners,

employees, agents, servants, representatives, subsidiaries, affiliates, successors, assigns, parent or controlling entities (hereinafter “Defendants *et al.*”), and all other persons, corporations and other entities acting in concert or participating with one or more Defendants who have actual or constructive notice of the Court’s injunction, are permanently restrained and enjoined from violating the CFA, and, without limiting the foregoing: (A) Defendants shall not directly or indirectly in connection with the advertising or sale to Iowa residents of any pills or other substances purporting to provide health-related benefits or enhancement of one’s physical or mental abilities make any representation, expressly or by implication, about the efficacy or benefits of the product unless competent and reliable scientific evidence substantiates the representation at the time it is made. “Competent and reliable scientific evidence” shall mean tests, analyses, research, studies, or other evidence based on the expertise of professionals in the relevant area, that have been conducted and evaluated in an objective manner by persons qualified to do so, using procedures generally accepted in the profession to yield accurate and reliable results; and (B) Defendants shall not directly or indirectly in connection with the advertising or sale to Iowa residents of any merchandise make any representation, expressly or by implication, that the merchandise has certain performance characteristics, accessories, uses, or benefits or that certain services are performed on behalf of clients or customers unless Defendants are able to demonstrate a reasonable basis for the representation at the time it is made.

IT IS FURTHER ORDERED that Defendants pay within forty-five (45) days of entry of this Consent Judgment, the aggregate total of \$35,000.00 to the Attorney General. Of that total payment: \$25,000.00 is to be applied by the Attorney General’s office in its discretion to making full or partial payments to Iowa consumers of amounts paid to Defendants for Intellux,

with the proviso that, to the extent any of this sum remains after reasonable efforts to effect refunds, the money that is not paid to consumers shall be deposited into the investigation and litigation fund created by Iowa Code § 714.16A; and the other \$10,000.00 is to be deposited directly into the above-referenced fund.

IT IS FURTHER ORDERED that nothing herein diminishes the requirements, duties, obligations, or powers set forth in the Consumer Fraud Act.

IT IS FURTHER ORDERED that Defendants cooperate with reasonable requests from the Office of the Iowa Attorney General for information relating to the conduct that gave rise to this Consent Judgment, and/or relating to Defendants' compliance with this Consent Judgment.

IT IS FURTHER ORDERED that the Attorney General's execution of this Consent Judgment and its subsequent entry by the Court constitutes a release of Defendants *et al.* from any and all liability for conduct that (i) occurred prior to entry of this Consent Judgment; and (ii) would violate injunctive provisions (A) and/or (B) above if such conduct had occurred after entry of the Consent Judgment.

IT IS FURTHER ORDERED that the Court retain jurisdiction to enforce this Consent Judgment.

IT IS FURTHER ORDERED that the Defendants pay court costs, if any.

SO ORDERED.

Approved:

Date: 11/16/17

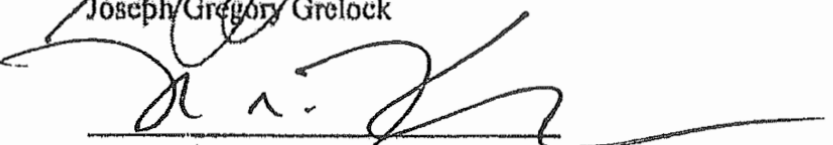

JGG Enterprises, Inc.

By: JOSEPH G. GRELOCK
(print name)

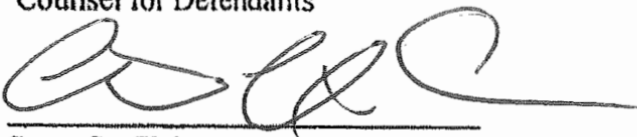
Date: 11/16/17


Joseph Gregory Grelock

Date: 11-17-17


Kronenberger/Rosepfeld
Counsel for Defendants

Date: 11-20-17


Steve St. Clair
Assistant Attorney General



State of Iowa Courts

Type: ORDER FOR JUDGMENT

Case Number	Case Title
EQCE082329	STATE OF IOWA EX REL MILLER VS JGG ENT ET AL

So Ordered

A handwritten signature in black ink, reading "Michael D. Huppert", is written over a horizontal line.

Michael D. Huppert, District Court Judge,
Fifth Judicial District of Iowa